

**19289. Adulteration of dressed poultry. U. S. v. 116 Pounds \* \* \*. (F. D. C. No. 33223. Sample No. 38345-L.)**

**LIBEL FILED:** May 1, 1952, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 5, 1952, by the Orleans Poultry Co., from Owensboro, Ky.

**PRODUCT:** 116 pounds of dressed poultry at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product was unfit for food by reason of the presence of extensively bruised birds; and, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

**DISPOSITION:** May 26, 1952. Default decree of condemnation. The court ordered that samples of the product be delivered to the Food and Drug Administration and that the remainder be destroyed.

**19290. Adulteration of dressed turkeys and dressed poultry. U. S. v. 195 Pounds, etc. (F. D. C. No. 33265. Sample Nos. 49494-L, 49495-L.)**

**LIBEL FILED:** May 23, 1952, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 29 and May 7, 1952, by the Penobscot Poultry Co., from Belfast, Maine.

**PRODUCT:** 195 pounds of dressed turkeys and 360 pounds of dressed poultry at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of birds contaminated with fecal matter; of a decomposed substance by reason of the presence of (turkeys only) decomposed birds; and of birds that were otherwise unfit for food (poultry only) by reason of extensive bruises. Further adulteration, Section 402 (a) (5), the articles were in whole or in part the products of diseased animals.

**DISPOSITION:** June 11, 1952. Default decree of condemnation. The court ordered that samples of the products be delivered to the Food and Drug Administration and that the remainder be destroyed.

**19291. Adulteration and misbranding of dressed chickens. U. S. v. 100 Crates \* \* \*. (F. D. C. No. 33255. Sample No. 49493-L.)**

**LIBEL FILED:** May 20, 1952, Southern District of New York.

**ALLEGED SHIPMENT:** On or about May 1, 1952, by Snow Hill Poultry Co., Inc., from Snow Hill, Md.

**PRODUCT:** 100 73-pound crates of dressed chickens at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of birds which were contaminated with fecal matter.

Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. The net weight statements on the crates containing the chickens were inaccurate since the crates were short of the declared weight.

**DISPOSITION:** June 28, 1952. The shipper, claimant, having consented to the entry of a decree, the court entered a judgment of condemnation and ordered that the product be released under bond for salvaging by cleaning and venting

the birds and relabeling the containers to show the correct weight, under the supervision of the Federal Security Agency.

**19292. Adulteration of dressed turkeys. U. S. v. 362 Pounds, etc. (F. D. C. No. 33254. Sample Nos. 49491-L, 49492-L.)**

**LIBEL FILED:** May 16, 1952, Southern District of New York.

**ALLEGED SHIPMENT:** On or about April 20, 23, and 24, 1952, by the Cavalier Poultry Corp., from Harrisonburg, Va.

**PRODUCT:** 943 pounds of dressed turkeys at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part (both lots) of a filthy substance by reason of the presence of birds which were contaminated with fecal matter; and (1 lot) of a decomposed substance by reason of the presence of decomposed birds, and it was otherwise unfit for food by reason of the presence of extensively bruised birds. Further adulteration, Section 402 (a) (5), the product was in whole or in part (1 lot) the product of a diseased animal.

**DISPOSITION:** June 11, 1952. Default decree of condemnation. The court ordered that samples of the product be delivered to the Food and Drug Administration and that the remainder be destroyed.

**19293. Adulteration of dressed turkeys. U. S. v. 315 Pounds \* \* \*. (F. D. C. No. 33266. Sample No. 49496-L.)**

**LIBEL FILED:** May 22, 1952, Southern District of New York.

**ALLEGED SHIPMENT:** On or about May 8, 1952, by the H & H Poultry Co., from Selbyville, Del.

**PRODUCT:** 315 pounds of dressed turkeys at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of birds which were contaminated with fecal matter; and, Section 402 (a) (5), it was in whole or in part the product of a diseased animal.

**DISPOSITION:** July 3, 1952. Default decree of condemnation. The court ordered that samples of the product be delivered to the Food and Drug Administration and that the remainder be destroyed.

## SPICES, FLAVORS, AND SEASONING MATERIALS

**19294. Adulteration of mustard seed. U. S. v. 22 Bags \* \* \*. (F. D. C. No. 33129. Sample No. 48478-L.)**

**LIBEL FILED:** May 10, 1952, District of Minnesota.

**ALLEGED SHIPMENT:** On or about April 28, 1951, from Hayre, Mont.

**PRODUCT:** 22 100-pound bags of mustard seed at Minneapolis, Minn., in the possession of the McLaughlin, Gormley, King Co.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The product was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** August 6, 1952. Default decree of condemnation. The court ordered that the product be denatured for use as animal feed or be destroyed.